

IFW/AF

October 4, 2005

To: Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Fr: George O. Saile, Reg. No. 19,572
28 Davis Avenue
Poughkeepsie, N.Y. 12603

Subject:

Serial No.	10/756,568	01/13/04
S. OGURA		
"A DUAL-BIT MULTI-LEVEL BALLISTIC MONOS MEMORY"		
GRP ART UNIT: 2827	QUOC THONG LE	

RESPONSE TO FINAL OFFICE ACTION

Dear Sir:

In response to the office action dated September 26, 2005, please consider the following remarks concerning the above-identified application for patent:

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 28, 2005.

Rosemary L. S. Pike, Reg. No. 39,332

Signature Rosemary L. Pike
Date Nov. 28, 2005

REMARKS

Examiner Le is thanked for the thorough search and examination of the subject patent application and for finding allowable material in the claims.

Reconsideration of the double patenting rejection of claims 81-83 over claims 81-83 of Application number 09/839,966, Publication number 2002/0045319 is respectfully requested in accordance with the following remarks.

Application number 09/839,966 has been issued as U.S. Patent 6,696,632, issued February 3, 2004. The issued patent does not contain the claims 81-83. Those claims were canceled in response to Examiner Tran's office action dated Nov. 18, 2002 in response to a restriction requirement made final. The response was mailed on Feb. 13, 2003.

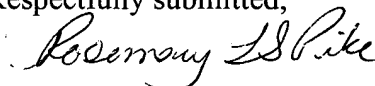
Since the application 09/839,966 is no longer pending and since the issued patent does not claim the material in claims 81-83, those claims are believed to be patentable.

Reconsideration of the double patenting rejection of claims 81-83 over claims 81-83 of Application number 09/839,966, Publication number 2002/0045319 is respectfully requested in accordance with the remarks above.

Allowance of all claims is requested.

It is requested that should Examiner Le not find that the Claims are Allowable that he call the undersigned at 765 4530866 to overcome any problems preventing allowance.

Respectfully submitted,



Rosemary L. S. Pike. Reg # 39,332